IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 19049 of 2007(P)

PETITIONER:

S. RADHAKRISHNAN NAIR,
ADDITIONAL TAHSILDAR, THIRUVALLA,PATHANAMTHITTA,
RESIDING AT PREM NIVAS, KUTTOOR P.O., THIRUVALLA.

BY ADV. SRI.R.SANTHOSH BABU

RESPONDENTS:
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1. **STATE OF KERALA,**
   REP. BY THE SECRETARY TO GOVERNMENT,
   DEPARTMENT OF REVENUE, SECRETARIAT
   THIRUVANANTHAPURAM.

2. **THE COMMISSIONER OF LAND REVENUE,**
   COMMISSIONERATE, THIRUVANANTHAPURAM.

3. **THE DISTRICT COLLECTOR, PATHANAMTHITTA.**

4. **THE TAHSILDAR, THIRUVALLA.**

5. **SMT.YAMUNA RAVEENDRAN,**
   ADDL.TAHSILDAR, THIRUVALLA.

BY GOVERNMENT PLEADER SRI.P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.19049/2007

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE ORDER DT. 15.6.07 ISSUED BY 3RD RESPONDENT.

EXT.P2:- COPY OF THE DOCTOR'S ORDER SLIP DT. 29.3.06 ISSUED FROM PUSHPAGIRI MEDICAL COLLEGE.

EXT.P3:- COPY OF THE REQUEST OF PETITIONER DT. 16.6.07 BEFORE 3RD RESPONDENT.

EXT.P4:- COPY OF THE APPEAL DT..16.6.07 BEFORE 2ND RESPONDENT.

/TRUE COPY/

P.S. TO JUDGE

tss

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 19049 OF 2007-P

JUDGMENT

The petitioner, while working as Tahsildar, Thiruvalla, has been transferred to Pathanamthitta by Ext.P1 order and in his place the 5th respondent has been posted. According to the petitioner, the 5th respondent is junior to him and she has been posted there, displacing him, on her promotion. Aggrieved by the said transfer, he has preferred Ext.P3 representation before the District Collector and Ext.P4 representation before the Commissioner, Land Revenue. Thereafter, this writ petition is filed, challenging Ext.P1.

2. I heard the learned Government Pleader for the respondents also. Having regard to the facts of the case, the 2nd respondent is directed to consider and pass orders on Ext.P4, if the same is received and pending, in accordance with law within six weeks from the date of production of a copy of this judgment. If it is proposed to accept the petitioner's contention, the affected party, the 5th respondent herein shall be given an opportunity to represent against the same before final

orders are passed.

The Writ Petition is disposed of as above.

20th July, 2007. K.BALAKRISHNAN NAIR, JUDGE.

Nm/